



COLORADO

Department of Agriculture

NOTICE OF PUBLIC RULEMAKING HEARING

FOR AMENDMENTS TO

“Colorado State Fair Authority Rules”

8 CCR 1208-1, Articles 7, 8.1(a), and 9.5

Notice is hereby given pursuant to § 24-4-103 C.R.S. that the Colorado State Fair Board of Authority will hold a public rulemaking hearing:

DATE: November 18, 2020
TIME: 9:00 am
LOCATION: This hearing will be held by telephone
CALL INFORMATION: 1-617-675-4444 PIN: 337 942 307 2124#

In order to maintain a proper hearing record you are encouraged to pre-register by completing this [Google form](#). If you do not have access to Google you may send your name and telephone number to Jenifer.Gurr@state.co.us. Pre-registration is not required to participate in the hearing.

The purpose of this rulemaking is to add the International Association of Fairs and Expositions National Code of Show Ring Ethics in Article 7 of these rules. The Board decided to add the show ring ethics as a part of the rules because the text is not too voluminous. In addition, the digital location of this document is located behind the IAFE firewall so it is not feasible to incorporate it by reference. Article 8.1 is being amended to remove the requirement for show ring ethics to be included as a part of premium books.

The statutory authority for these rules is §35-65-401(9)(j), C.R.S.

Any interested party may file written comment with the Commissioner's office prior to the hearing, or present at the aforementioned hearing written data, views or arguments. Emailed comments should be sent to Jenifer.Gurr@state.co.us. A copy of the proposed rule is available on the Department of Agriculture's website at www.colorado.gov/ag or may be obtained by calling 303-869-9002. The proposed rule shall be available for public inspection during regular business hours at the Colorado Department of Agriculture at 305 Interlocken Parkway, Broomfield, Colorado or at the Colorado State Fairgrounds at 1001 Beulah Avenue, Pueblo, Colorado.



Editing comments: Changes to this rule are indicated in ~~strike through~~ for removal and underline for additions. If you are able to view this document in color the changes are also indicated in ~~red~~. Changes as a result of the rulemaking hearing are indicated in ~~blue~~.

DEPARTMENT OF AGRICULTURE

State Fair Authority

COLORADO STATE FAIR AUTHORITY RULES

8 CCR 1208-1

Article 7 – ~~RESERVED~~National Code of Show Ring Ethics (as adopted by the International Association of Fairs and Expositions (IAFE) in 2008)

- (a) Exhibitors of animals at livestock shows shall at all times comport themselves with honesty and good sportsmanship. Their conduct in this competitive environment shall always reflect the highest standards of honor and dignity in the advancement of agricultural education. This code applies to junior as well as open class exhibitors who compete in structured classes of competition. This code applies to all livestock offered in any event at a livestock show. In addition to the "IAFE National Code of Show Ring Ethics," fairs and livestock shows may have rules and regulations which they impose on the local, county, state, provincial and national levels.
- (b) All youth leaders working with junior exhibitors are under an affirmative responsibility to do more than avoid improper conduct or questionable acts. Their moral values must be so certain and positive that those younger and more pliable will be influenced by their fine example. Owners, exhibitors, fitters, trainers and absolutely responsible persons who violate the code of ethics will forfeit premiums, awards and auction proceeds and shall be prohibited from future exhibition in accordance with the rules adopted by the respective fairs and livestock shows. Exhibitors who violate this code of ethics demean the integrity of all livestock exhibitors and should be prohibited from competition at all livestock shows in the United States and Canada.
- (c) The following is a list of guidelines for all exhibitors and all livestock in competitive events:
- (i) All exhibitors must present, upon request of fair and livestock show officials, proof of ownership, length of ownership and age of all animals entered. Misrepresentation of ownership, age, or any facts relating thereto is prohibited.
- (ii) Owners, exhibitors, fitters, trainers, or absolutely responsible persons shall provide animal health certificates from licensed veterinarians upon request by fair or livestock show officials.
- (iii) Junior exhibitors are expected to care for and groom their animals while at fairs or livestock shows.
- (iv) Animals shall be presented to show events where they will enter the food chain free of violative drug residues. The act of entering an animal in a livestock show is the giving of consent by the owner, exhibitor, fitter, trainer and/or absolutely responsible person for show management to obtain any specimens of urine, saliva, blood, or other substances from the animal to be used in testing. Animals not entered in a event which culminates with the animal entering the food chain shall not be administered drugs other than in accordance with applicable federal, state and provincial statutes, regulations and rules. Livestock shall not be exhibited if the drugs administered in accordance with federal, state and provincial statutes, regulations and rules affect the animal's performance or appearance at the event.

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- (d) If the laboratory report on the analysis of saliva, urine, blood, or other sample taken from livestock indicates the presence of forbidden drugs or medications, this shall be prima facie evidence such substance has been administered to the animal either internally or externally. It is presumed that the sample of urine, saliva, blood, or other substance tested by the laboratory to which it is sent is the one taken from the animal in question, its integrity is preserved and all procedures of said collection and preservation, transfer to the laboratory and analysis of the sample are correct and accurate and the report received from the laboratory pertains to the sample taken from the animal in question and correctly reflects the condition of the animal at the time the sample was taken, with the burden on the owner, exhibitor, fitter, trainer, or absolutely responsible person to prove otherwise.
- (e) At any time after an animal arrives on the fair or livestock show premises, all treatments involving the use of drugs and/or medications for the sole purpose of protecting the health of the animal shall be administered by a licensed veterinarian.
- (f) Any surgical procedure or injection of any foreign substance or drug or the external application of any substance (irritant, counterirritant, or similar substance) which could affect the animal's performance or alter its natural contour, confirmation, or appearance, except external applications of substances to the hoofs or horns of animals which affect appearance only and except for surgical procedures performed by a duly licensed veterinarian for the sole purpose of protecting the health of the animal, is prohibited.
- (g) The use of showing and/or handling practices or devices such as striking animals to cause swelling, using electrical contrivance, or other similar practices are not acceptable and are prohibited.
- (h) Direct criticism or interference with the judge, fair or livestock show management, other exhibitors, breed representatives, or show officials before, during, or after the competitive event is prohibited. In the furtherance of their official duty, all judges, fair and livestock show management, or other show officials shall be treated with courtesy, cooperation and respect and no person shall direct abusive or threatening conduct toward them.
- (i) No owner, exhibitor, fitter, trainer, or absolutely responsible person shall conspire with another person or persons to intentionally violate this code of ethics or knowingly contribute or cooperate with another person or persons either by affirmative action or inaction to violate this code of ethics. Violation of this rule shall subject such individual to disciplinary action.
- (j) The application of this code of ethics provides for absolute responsibility for an animal's condition by an owner, exhibitor, fitter, or participant whether or not he or she was actually instrumental in or had actual knowledge of the treatment of the animal in contravention of this code of ethics.
- (j) The act of entering an animal is the giving of consent by the owner, exhibitor, fitter, trainer, or absolutely responsible person to have disciplinary action taken by the fair or livestock show for violation of this Code of Show Ring Ethics and any other rules of competition of the fair or livestock show without recourse against the fair or livestock show. The act of entering an animal is the giving of consent that any proceedings or disciplinary action taken by the fair or livestock show may be published with the name of the violator or violators in any publication of the International Association of Fairs and Expositions, including Fairs and Expositions and any special notices to members.
- (j) The act of entering of an animal in a fair or livestock show is the giving of verification by the owner, exhibitor, fitter, trainer, or absolutely responsible person that he or she has read the IAFE National Code of Show Ring Ethics and understands the consequences of and penalties provided for actions prohibited by the code. It is further a consent that any action which contravenes these

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rules and is also in violation of federal, state, or provincial statutes, regulations, or rules may be released to appropriate law enforcement authorities with jurisdiction over such infractions.

Article 8 – Premiums and Rules Governing Exhibits or Events

8.1 Premium Books

- (a) On or before June 1 of each year, the Authority shall establish and make available premium books, which must provide the following information:
- (i) Kinds and classes of events or exhibits in each general category;
 - (ii) Entry requirements for each event or exhibit;
 - (iii) Conditions under which entries will be received, stalled, and cared for; fees; and qualification and disqualification requirements;
 - (iv) A premium schedule;
 - ~~(v) Show ring ethics; and~~
 - (vi) Grounds for disqualification, appeal, and grievance procedures.

Article 9 – Statements of Basis, Specific Statutory Authority and Purpose

9.5 Adopted November 18, 2020 – Effective January 15, 2021

Specific Statutory Authority

The specific statutory authority for this rule-making is at section 35-65-401(9)(j), C.R.S., which provides authority to the Colorado State Fair Authority Board of Commissioners to “adopt rules.”

Purpose of the Rulemaking

The International Association of Fairs and Expositions National Code of Show Ring Ethics is being added in Article 7 of these rules. The Board decided to add the show ring ethics as a part of the rules because the text is not too voluminous. In addition, the digital location of this document is located behind the IAFE firewall so it is not feasible to incorporate it by reference. Article 8.1 is being amended to remove the requirement for show ring ethics to be included as a part of premium books.